Case 1:06-cv-00337-JJF Document 17 Filed 11/27/2006 Page 1 of 2 UNITED STATES COURT OF RPPERLS FOR THE THIRD CIRCUIT

MARK R. SPRUANCE, Petitioner,
THOMAS 2. CARROLL, warden,
And CARL C. DANBERG, Attorney) CIV. Action NO. 06-337-JJF
 General, (Cr. A. No. 92-01-0382 (R3) Respondents. Y Def, ID. 92500269DI
y

RPPLICATION FOR CERTIFICATE OF APPEALIBILITY

NOV 2.7 2006

U.S. DISTRICT COURT DISTRICT OF DELAWARE

The above petitioner, Mark A sprvance, hereby make application to this Court for the issuance of A certificate of appealibility Pursuant to F.R.R.P. Rule - (22) (b). In support there of the petitioner offers the following.

(1). The petitioner was not made aware of any obligation to obtain A certificate of appealability.

(2). The petitioner filed his petition for A writ of habous Cocpus and, responded to the District Court pursuant

- corpus and, responded to the District Court pursuant to (AEDPA), The Antiterrorism and Effective Death Penalty

 Act of 1996 As the Court ordered.
- in-light of constitutional violations that prevented him from obtaining A fair trial at the superior court level.
 - (4) The petitioner who is not trained in law and, must

depend on the assistance of other inmates to interpret
his conviction and, the violations of his constitutional
rights, cannot be viewed as trained in Law.
(5) The Judge of the United States District Court has refused
to issue A certificate of Appealability upon the petitioner's
Application for writ of habeas Corpus for the reasons
stated in his order dated 10-17-2006, denying said application
A copy of said order is attached.
(6) Under Rule 22 (6) of the Federal Rules of Appellate
Procedure, it is necessary for A Certificate of Appealibility
to be issued before your petitioner may appeal to this
court from the denial of his application for A writ of
habeas Corpus, Which is attached also for your review.
7) In addition to the reason stated in the petitioners
application for A writ of habeas Corpus, A certificate
of Appealibility should be issued for the above stated
reasons and, In the Intrest Of Justice.
wherefore, your petitioner respectfully requests that
A Certificate of Appealability be issued.
This 23 Day Of NOU
723 Day OF NOU 2066
Mark Servance
CC MARK A. SPRUANCE - #SBI # 170011
THE DEPARTMENT OF JUSTICE & 1181 PRODOCK ROAD
THE UNITED STATES COURTY SMYRNA, DELAWARE, 18977
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CIRCUIT